

AMENDED IN SENATE APRIL 13, 2009

**SENATE BILL**

**No. 664**

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**Introduced by Senator Cogdill**

February 27, 2009

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An act to amend Section ~~25003~~ 51246 of the Government Code, relating to ~~local government~~ agricultural land.

LEGISLATIVE COUNSEL'S DIGEST

SB 664, as amended, Cogdill. Local government:—~~counties~~. Williamson Act.

*Under existing law, the Williamson Act, if the county or city or the landowner serves notice of intent not to renew a contract entered into pursuant to that act, the existing contract remains in effect for the balance of the period remaining on the contract. The act requires the county or city, within 30 days of the expiration of the contract, to deliver notice of expiration to the Director of Conservation.*

*This bill would provide that failure by the city or county to provide the director with the required notice does not invalidate the expiration of the contract.*

~~Existing law authorizes the board of supervisors of a county to make and enforce rules and regulations necessary for the government of the board, the preservation of order, and the transaction of business.~~

~~This bill would make a technical, nonsubstantive change to this provision.~~

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 51246 of the Government Code is  
2     amended to read:

3     51246. (a) If the county or city or the landowner serves notice  
4     of intent in any year not to renew the contract, the existing contract  
5     shall remain in effect for the balance of the period remaining since  
6     the original execution or the last renewal of the contract, as the  
7     case may be. Within 30 days of the expiration of the contract, the  
8     county or city shall deliver a notice of expiration to the Director  
9     of Conservation. *However, failure by the city or county to provide*  
10    *notice to the director shall not invalidate the expiration of the*  
11    *contract.*

12    (b) No city or county shall enter into a new contract or shall  
13    renew an existing contract on or after February 28, 1977, with  
14    respect to timberland zoned as timberland production. The city or  
15    county shall serve notice of its intent not to renew the contract as  
16    provided in this section.

17    (c) In order to meet the minimum acreage requirement of an  
18    agricultural preserve pursuant to Section 51230, land formerly  
19    within the agricultural preserve which is zoned as timberland  
20    production pursuant to Chapter 6.7 (commencing with Section  
21    51100) may be taken into account.

22    (d) Notwithstanding any other provision of law, commencing  
23    with the lien date for the 1977–78 fiscal year all timberland within  
24    an existing contract which has been nonrenewed as mandated by  
25    this section shall be valued according to Section 423.5 of the  
26    Revenue and Taxation Code, succeeding to and including the lien  
27    date for the 1981–82 fiscal year. Commencing with the lien date  
28    for the 1982–83 fiscal year and on each lien date thereafter, such  
29    timberland shall be valued according to Section 434.5 of the  
30    Revenue and Taxation Code.

31    ~~SECTION 1. Section 25003 of the Government Code is~~  
32    ~~amended to read:~~

33    ~~25003. The board may make and enforce any rules and~~  
34    ~~regulations necessary for the government of the board, the~~  
35    ~~preservation of order, and the transaction of business.~~

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